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**JUL 11 2005**

**Recipient:** Examiner Van Kim Nguyen

**Sent By:** IP Dept

**Company:** USPTO

**Company:** Inter-Tel, Inc.

**Fax Number:** 817038729306

**Fax Number:** 480-961-8073

**Voice Number:** 571-272-3073

**Voice Number:** 480-961-9000

**Date:** 7/11/2005

**Time:** 11:16:57 AM

**Total No. Pages:** 6

**Subject:** Serial No. 09/788,229

## **Message:**

Resubmittal of IDS.

5 pages to follow.

Michelle Whittington

**JUL 11 2005**



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July 11, 2005

VIA FACSIMILE (703-872-9306)

Examiner Van Kim T. Nguyen  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Serial No. 09/788,229- IDS

Dear Examiner Nguyen:

The June 2, 2005 Office Action invited Applicant to resubmit the Information Disclosure Statement previously mailed to the Office on March 15, 2004. Apparently, the Office misplaced the mailing. As you will notice from the enclosed documents, the Office received the mailing on March 17, 2004, as indicated by the OIPE date stamp on the return receipt postcard.

Because the IDS was originally filed timely, i.e., before the mailing of the First Office Action on the merits, no fee is due under 37 CFR §1.17(p).

The Examiner is requested to initial the enclosed Form PTO/SB/08A and return a copy thereof to the undersigned.

If you have any questions, please feel free to contact me directly at the number provided above.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michelle Whittington', written over a horizontal line.

Michelle Whittington, Esq.  
Intellectual Property Counsel  
Inter-Tel, Inc.  
Reg. No. 43,844

Enclosure:

Copy of return receipt postcard stamped by OIPE on March 17, 2004  
Copy of originally filed Information Disclosure Statement dated March 15, 2004 (2 pages)  
Copy of originally filed Form PTO/SB/08A

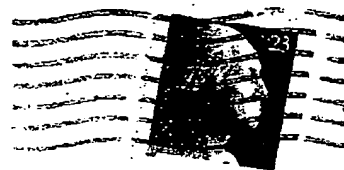
THE U.S. PATENT AND TRADEMARK OFFICE  
ACKNOWLEDGES RECEIPT OF THE FOLLOWING  
ITEMS:

App'l No/Conf No: 09/788,229 / 4112  
Applicant: Rines  
Title/Mark: Voice Over Internet Protocol  
Filing Date: 02/17/2001

☐ Patent Application: ☐ Oath ☐ Decl. ☐ POA  
Pages of Spec. \_\_\_\_\_ No. of Claims ☐ Abst  
☐ Drawing Sheets: \_\_\_\_\_ (F) ☐ Prov. Cover Sheet (INF)  
☐ Appl. Transmittal  
☒ IDS & Form 808A  
☐ Amendment ☐ Preliminary ☐ AF  
☐ Issue Fee ☐ Pub. Fee  
☐ Assignment, Coversheet & Fee  
☐ Check \$ \_\_\_\_\_ No. \_\_\_\_\_ ☐ Fee Trans.

☒ Trademark Application  
Charge of Coll. Address / POA

☒ First Class Mail on 3-15-04  
☐ Exp Mail No. \_\_\_\_\_ on \_\_\_\_\_  
Docket No.: \_\_\_\_\_  
MAR 17 2004  
U.S. PATENT & TRADEMARK OFFICE



Michelle Whittington, Esq.  
Intellectual Property Counsel  
INTER-TEL, INC.  
7300 West Boston Street  
Chandler, AZ 85226

7226-3223

Appl. No. 09/788,229

JUL 11 2005

**CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. BY U. S. MAIL §1.8**

I hereby certify that this Information Disclosure Statement is being deposited this date with the United States Postal Service in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on:

Date: March 15, 2004By [Signature]

Signature of person depositing U. S. Mail

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09\*788,229  
Applicant : Rines  
Filed : 02/17/2001  
Art Unit : 2661  
Examiner : Douglas Olms

Conf. No. : 4112  
Docket No. : 4931.212

Title : Voice Over Internet Protocol

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Patent Applications  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is filed in accordance with 37 CFR §§1.56, 1.97 and 1.98. The enclosed Form PTO/SB/08A is submitted herewith. The Examiner is requested to initial the enclosed Form and return a copy thereof to the undersigned.


Page 1 of 2

Appl. No. 09/788,229

The submission of this Statement is not a representation that a prior art search has been conducted or that no other information that may be material to the patentability of the claims of this application exists. Moreover, the submission of this Statement is not an admission that the listed document constitutes prior art against the application claims. Applicant reserves the right to take any appropriate action to antedate or otherwise remove any of the listed documents as a prior art reference against the application claims. In particular and without limitation, Applicant specifically reserves the right to challenge the designation as prior art, should it be made, of the attached document.

No fee is due under 37 CFR §1.17(p) for this Statement because it is being filed in compliance with 37 CFR §1.97(b)(3) before the mailing of First Office Action on the merits.

Date: 3-15-04

Respectfully submitted,  
  
By: \_\_\_\_\_  
Michelle R. Whittington  
Intellectual Property Counsel  
Reg. No. 43,844

Enclosure:  
PTO/SB/08A

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**Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**

Application Number	09/788,229
Filing Date	02/17/2001
First Named Inventor	Rines
Art Unit	2661
Examiner Name	Douglas Olms
Attorney Docket Number	4931.212

Examiner Signature		Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PAGE 6/6 \* RCVD AT 7/11/2005 2:15:07 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/1 \* DNIS:8729306 \* CSID:480 961 8073 \* DURATION (mm-ss):02-14